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Attorneys for Defendants WELLPATH, LLC; WELLPATH MANAGEMENT, INC.; CRYSTAL
COMER; TANYA ATKINSON and PAMELA JOHANSEN

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

DARIO CERAGIOLI, deceased by and
through ELIZABETH CERAGIOLI, as
Successor in Interest, ELIZABETH
CERAGIOLI in her personal capacity, MARY
CERAGIOLI, ANTHONY CERAGIOLI, and
JOSHUA CERAGIOLI,

Plaintiffs,

vs.

BUTTE COUNTY, a municipal corporation;
Sheriff KORY L. HONEA; CASEY O'HERN;
JOSEPH GEORGE; CRYSTAL COMER; TANYA
ATKINSON; PAMELA JOHANSEN; and
WELLPATH, LLC; WELLPATH
MANAGEMENT, Inc.; and DOES 1 through 60,
inclusive,

Defendants.

CASE NO. 2:23-cv-01113-TLN-DMC

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR WELLPATH
DEFENDANTS TO RESPOND TO FIRST
AMENDED COMPLAINT**

Complaint Filed: June 12, 2023
1st Am. Comp. Filed: June 12, 2024
Trial Date: None Set

Plaintiffs DARIO CERAGIOLI, deceased by and through ELIZABETH CERAGIOLI, as
Successor in Interest, ELIZABETH CERAGIOLI in her personal capacity, MARY CERAGIOLI,
ANTHONY CERAGIOLI, and JOSHUA CERAGIOLI and Defendants WELLPATH, LLC,

WELLPATH MANAGEMENT, INC., CRYSTAL COMER, TANYA ATKINSON, and PAMELA JOHANSEN (“Wellpath Defendants”), by and through their undersigned counsel of record, and subject to the approval of the Court, stipulate as follows:

RECITALS

A. On June 12, 2024, Plaintiffs filed a First Amended Complaint (ECF 34).

B. The responsive pleading on behalf of the Wellpath Defendants to the First Amended Complaint is due on July 3, 2024.

C. The parties are meeting and conferring as to the potential filing of a Motion to Dismiss on behalf of Defendants WELLPATH, LLC and WELLPATH MANAGEMENT, INC. as to Counts 5 and 9 of the First Amended Complaint. The parties hope to avoid further motion practice but require additional time to meet and confer on these issues.

D. This is the parties’ first stipulation to extend the time for the Wellpath Defendants to file a responsive pleading to the First Amended Complaint.

E. In light of the above, the parties stipulate that the responsive pleading on behalf of the Wellpath Defendants will be extended 30 days from the original deadline. The new deadline will be August 2, 2024.

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STIPULATION

Given the foregoing, the parties respectfully request that the Court approve the parties' stipulation that the deadline to file a responsive pleading on behalf of the Wellpath Defendants be extended 30 days to August 2, 2024.

Dated: July 1, 2024

MEDICAL DEFENSE LAW GROUP

/s/ Paul A. Cardinale

By: _____

Paul A. Cardinale, Esq.
Attorney for Defendants WELLPATH, LLC;
WELLPATH MANAGEMENT, INC.; CRYSTAL
COMER; TANYA ATKINSON and PAMELA
JOHANSEN

Dated: July 1, 2024

MITCHELL LEEDS, LLP

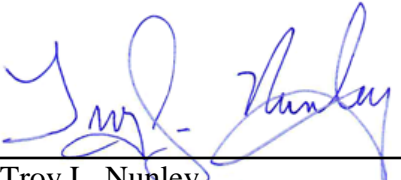
By: _____

Nathaniel M. Leeds, Esq.
Jeffrey Mitchell, Esq.
Attorney for Plaintiffs DARIO CERAGIOLI, deceased
by and through ELIZABETH CERAGIOLI, as
Successor in Interest, ELIZABETH CERAGIOLI in
her personal capacity, MARY CERAGIOLI,
ANTHONY CERAGIOLI, and JOSHUA CERAGIOLI

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED that the deadline to file a responsive pleading on behalf of the Wellpath Defendants is extended until August 2, 2024.

Dated: July 2, 2024



Troy L. Nunley
United States District Judge